

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICTS OF ARKANSAS  
TEXARKANA DIVISION**

**TROY H. BRADFORD AND GLORIA  
BRADFORD, Individually and as Class  
Representatives on Behalf of All  
Similarly Situated Persons; and  
BOOKS ETC., by and through TROY  
AND GLORIA BRADFORD, Class  
Representatives on Behalf of All Those  
Similarly Situated;**

**PLAINTIFFS**

**VS.**

**Case 4:05-cv-4075 HFB**

**UNION PACIFIC RAILROAD  
COMPANY  
A Delaware Corporation**

**DEFENDANT**

**NOTICE OF SUPPLEMENTAL AUTHORITY  
RE: PLAINTIFFS' MOTION TO CERTIFY CLASS**

Plaintiffs hereby file this Notice of Supplemental Authority re: Motion to Certify Class and would show the Honorable Court as follows:

1. Plaintiffs filed their Motion to Certify Class and the Brief in support thereof on June 30, 2006.
2. The Supreme Court of Arkansas decided the matter of Asbury Automotive Group, Inc., et al. v. Palasack, et al., No, 06-215, Arkansas Supreme Court on June 22, 2006, where the primary issue was whether the Pulaski County Circuit Court properly certified the Plaintiffs' Class.
3. Plaintiffs file this Notice because the Palasack case is on point with Plaintiffs' arguments in the "Legal Basis for Class Certification Under Rule 23" section of

their brief in support of Class Certification. A copy of the Palasack opinion is attached hereto as Exhibit One.

Respectfully submitted,

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s/ M.David Karnas  
M. David Karnas  
Arizona Bar No. 013728

**ATTORNEYS FOR PLAINTIFFS**

**CERTIFICATE OF SERVICE**

I, M. David Karnas, one of the attorneys for the Plaintiffs, hereby certify that on the 6th day of July, 2006, I electronically filed the foregoing Notice of Supplemental Authority re: Plaintiffs' Motion to Certify Class with the Clerk of this Court using the CM/ECF system which will send notification of such filing to the following attorneys:

**Attorneys for Defendants:**

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s/ M.David Karnas  
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